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CHARLES ELMORE CROPLEY
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IN THE

Supreme Court of the United States

OCTOBER TERM, 1944.

No. 265

DONALD P. EVANS, *Petitioner,*

v.

RUTH B. EVANS.

PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA AND BRIEF IN SUPPORT THEREOF.

JOSEPH T. SHERIER,
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PRESS OF BYRON S. ADAMS, WASHINGTON, D. C.



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PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA.

Donald P. Evans respectfully petitions this Court to grant a writ of certiorari to the United States Court of Appeals for the District of Columbia, to remove therefrom, for review here, the record in the case therein No. 8684, wherein petitioner is appellee and Ruth B. Evans is appellant, and in which case that Court announced its opinion under date of May 28, 1945 (R. p. 13), reversing the decision of the District Court of the United States for the District of Columbia.

REASON RELIED UPON FOR ALLOWANCE OF THE WRIT.

1. The decision of the court below refusing recognition to the decree of the Nevada court granting the petitioner a divorce violates Article IV, Section 1 of the Constitution and the statute passed pursuant thereto.

2. The holding of the court below, denying full faith and credit to the Nevada decree is not only in conflict with the decisions of this Court, but also with its own earlier rulings.

3. The decision of the court below did not give proper effect to the decisions of this Court in *Williams* v. *North Carolina*, 317 U. S. 287; and *Williams* v. *North Carolina* (decided May 21, 1945) 13 U. S. L. Week 4424.

4. The respondent was guilty of such laches as should deprive her of the relief sought.

WHEREFORE, your petitioner respectfully prays that a writ of certiorari be issued by this Court, directed to the United States Court of Appeals for the District of Columbia, commanding that court to certify and send to this Court, for its review and determination, on a day certain to be therein named, a full and complete transcript of the record and all proceedings in the case numbered and entitled on its docket No. 8684, Ruth B. Evans, appellant, v. Donald P. Evans, appellee, and that the judgment of the court below be reversed by this Court, and that your petitioner have such other and further relief in the premises as to this Court may seem just.

DONALD P. EVANS,
Petitioner.

By: JOSEPH T. SHERIER,
Attorney for Petitioner.